

113TH CONGRESS
2D SESSION

H. R. 5057

AN ACT

To amend the Energy Policy and Conservation Act to permit exemptions for external power supplies from certain efficiency standards, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “EPS Service Parts
3 Act of 2014”.

4 **SEC. 2. EXEMPT SUPPLIES.**

5 Section 325(u) of the Energy Policy and Conserva-
6 tion Act (42 U.S.C. 6295(u)) is amended by adding at
7 the end the following:

8 “(5) EXEMPT SUPPLIES.—

9 “(A) FEBRUARY 10, 2014, RULE.—

10 “(i) IN GENERAL.—An external power
11 supply shall not be subject to the final rule
12 entitled ‘Energy Conservation Program:
13 Energy Conservation Standards for Exter-
14 nal Power Supplies’, published at 79 Fed.
15 Reg. 7845 (February 10, 2014), if the ex-
16 ternal power supply—

17 “(I) is manufactured during the
18 period beginning on February 10,
19 2016, and ending on February 10,
20 2020;

21 “(II) is marked in accordance
22 with the External Power Supply
23 International Efficiency Marking Pro-
24 tocol, as in effect on February 10,
25 2016;

1 “(III) meets, where applicable,
2 the standards under paragraph
3 (3)(A), and has been certified to the
4 Secretary as meeting International
5 Efficiency Level IV or higher of the
6 External Power Supply International
7 Efficiency Marking Protocol, as in ef-
8 fect on February 10, 2016; and

9 “(IV) is made available by the
10 manufacturer as a service part or a
11 spare part for an end-use product
12 that—

13 “(aa) constitutes the pri-
14 mary load; and

15 “(bb) was manufactured be-
16 fore February 10, 2016.

17 “(ii) REPORTING.—The Secretary
18 may require manufacturers of products ex-
19 empted pursuant to clause (i) to report an-
20 nual total units shipped as service and
21 spare parts that fall below International
22 Efficiency Level VI.

23 “(iii) LIMITATION OF EXEMPTION.—
24 The Secretary may issue a rule, after pro-
25 viding public notice and opportunity for

1 public comment, to limit the applicability
2 of the exemption established under clause
3 (i) if the Secretary determines that the ex-
4 emption is resulting in a significant reduc-
5 tion of the energy savings that would oth-
6 erwise result from the final rule described
7 in such clause.

8 “(B) AMENDED STANDARDS.—

9 “(i) IN GENERAL.—The Secretary
10 may exempt an external power supply from
11 any amended standard under this sub-
12 section if the external power supply—

13 “(I) is manufactured within four
14 years of the compliance date of the
15 amended standard;

16 “(II) complies with applicable
17 marking requirements adopted by the
18 Secretary prior to the amendment;

19 “(III) meets the standards that
20 were in effect prior to the amendment;
21 and

22 “(IV) is made available by the
23 manufacturer as a service part or a
24 spare part for an end-use product
25 that—

1 “(aa) constitutes the pri-
2 mary load; and

3 “(bb) was manufactured be-
4 fore the compliance date of the
5 amended standard.

6 “(ii) REPORTING.—The Secretary
7 may require manufacturers of a product
8 exempted pursuant to clause (i) to report
9 annual total units shipped as service and
10 spare parts that do not meet the amended
11 standard.”.

Passed the House of Representatives September 11,
2014.

Attest:

Clerk.

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